

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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John M. Massey and Kimberly  
K. Massey,

Plaintiffs,

Civ. No. 09-1144 (RHK/JSM)  
**ORDER**

v.

Mortgage Electronic Registration  
Systems, Inc., Countrywide Home Loans,  
Inc., Countrywide Home Loans Servicing, LP,  
and HSBC Bank USA, National Association,

Defendants.

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This matter is before the Court *sua sponte*. Defendants have filed a Motion for Summary Judgment in this action, which is scheduled to be heard by the Court on May 19, 2010, at 8:00 a.m. Having reviewed the parties' Motion papers, the Court does not believe that oral argument will materially assist its resolution of the Motion.

Accordingly, **IT IS ORDERED** that the hearing on Defendants' Motion is **CANCELED**. The Motion is deemed submitted as of May 13, 2010, the date of Defendants' Reply Memorandum.

Dated: May 14, 2010

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge